



LAKE COUNTY BOARD OF HEALTH

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RESOLUTION 2011-1

Lake County Board of Health

April 5, 2011

Standard Variance

Setback to 25% Slope for Replacement Wastewater Treatment Systems

A resolution to allow for a standard variance from Lake County Wastewater Treatment System Regulations that may be administered by staff of the Environmental Health Department when specific criteria are met.

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WHEREAS, the Lake County Board of Health has authority under A.R.M. 17.36.922 Local Variances and Lake County Wastewater Treatment System Regulations to grant variances to the state minimum standards for on-site wastewater treatment systems, and

WHEREAS, there are certain re-occurring circumstances under which the Lake County Board of Health would grant a variance without the usual hearing being necessary or desirable;

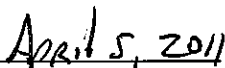
NOW THEREFORE BE IT RESOLVED:

That, effective this date, the Lake County Environmental Health Department may issue permits for replacement wastewater treatment systems that cannot meet the minimum 25' setback to a slope that exceeds 25% and meet the following criteria:

1. The proposed wastewater system is a replacement for an existing discharging on-site wastewater treatment system.
2. No feasible or reasonable alternative exists to install a replacement wastewater treatment system that meets the required 25' setback from a slope that exceeds 25%.
3. The setback distance to the slope shall be the maximum setback possible given the site conditions.
4. For elevated sand mounds, a lined retaining wall and/or other modifications to the requirements of DEQ Circular 4 may be utilized to maximize the available space.
5. The Lake County Environmental Health Department reserves the right to require any system requiring a variance be heard before the Lake County Board of Health if it deems the site conditions or other circumstances warrant a full Board review.


Chairman

Lake County Board of Health


Date